

100-1647

~~#~~ PATENT

Customer No. 22,852

Attorney Docket No. 2356.0073-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Sebastian SUERBAUM et al. ) Group Art Unit: 1647  
Application No.: 09/015,078 ) Examiner: S. TURNER  
Filed: January 29, 1998 )  
CPA Filed: July 27, 2001 )  
For: CLONING AND CHARACTERIZATION )  
OF THE *flba* GENE OF *H. PYLORI*, )  
PRODUCTION OF AFLAGELLATE )  
STRAINS )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated May 19, 2003 of the Examiner.

The items checked below are appropriate:

1.  A One Month Petition for Extension of Time was filed on September 22, 2003 with a \$110.00 fee. We are hereby filing a Three-Month Petition for Extension of Time and paying the difference in fees of \$840.00 to further extend the period for response to November 19, 2003.
2.  The Appeal Fee of \$330.00  
 is enclosed or  is to be charged to Deposit Account No. 06-0916
3.  A check for \$1,170.00 to cover the above fees is enclosed.

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11/17/2003 JADDO1 00000047 09015078

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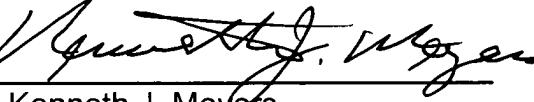
Please grant any extensions of time required to enter this response and charge  
any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: November 14, 2003

By:

  
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